

Application No. 10/728,857 (Cardno)

Remarks

The present communication responds to the Final Office Action of July 30, 2007, in which claims 1-14 were rejected under 35 U.S.C 101 for being directed to non-statutory subject matter. Claims 1-14 were also rejected under 35 U.S.C 102(b) as being anticipated by Wong (US 6,343,275).

Applicant has conducted a telephone interview with Examiner on September, 10 2007, the substance of the interview was as follows:

The examiner and the applicant discussed the definition of contour generator and overcoming the section 101 rejection. The applicant discussed the invention and its representation. It was suggested to amend the claim to better define the contour generator and the invention. Ideas were also discussed on the language to overcome the section 101 rejection.

Applicant has also engaged in email correspondence with the examiner on October 24, 2007. In light of this interview and correspondence, Applicant has amended claim 1, 2, 8 and 9 without adding new matter. In particular, Applicant has amended claim 1 and 8 to include the limitation 'embodied in a computer readable storage medium', and claim 1, 2, 8 and 9 to include the limitation 'physical commercial premises'. Applicant submits the amended claims are novel and non-obvious over Wong.

In view of the amendments and the following remarks, reconsideration is requested.

Conditional Request for Constructive Assistance

Applicants have amended the specification and claims of this application so that they are proper, definite, and define novel structure which is also unobvious. If, for any

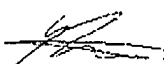
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reason this application is not believed to be in full condition for allowance, Applicant respectfully requests the constructive assistance and suggestions of the Examiner pursuant to M.P.E.P. §2173.02 and §707.07(j) in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

Petition for Extension of Time

A Petition for Extension of Time for three (3) months (US\$525) and Request for Continued Examination (US\$405) has been filed herewith, with the Credit Card form, duly authorized for payment of the \$930.00 fee (Small Entity status claimed).

Certificate of Facsimile Transmission
I certify that on the date below I will fax this communication to Group Art Unit 2174 of the Patent and Trademark Office at +1 571 273 8300.
Date: 30 January, 2008 (US date)
Applicant's Signature: 

Respectfully submitted,

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